

SO ORDERED.

Dated: September 25, 2018



Madeleine C. Wanslee

Madeleine C. Wanslee, Bankruptcy Judge

UNITED STATES BANKRUPTCY COURT
DISTRICT OF ARIZONA

In Re:

SHAWN M. SCOTT,

Debtor(s).

In Proceedings Under Chapter 13
Case No. 2:18-bk-03072-MCW

STIPULATED ORDER CONFIRMING
CHAPTER 13 PLAN

The Chapter 13 Plan having been properly noticed out to creditors and any objection to confirmation having been resolved,

IT IS ORDERED confirming the Plan of the Debtors as follows:

(A) INCOME SUBMITTED TO THE PLAN. Debtor shall submit the following amounts of future income to the Trustee for distribution under the Plan.

(1) Future Earnings or Income. Debtor shall make the following monthly Plan payments:

Months	Amount
1 – 60	\$240.00

The payments are due on or before the 26th day of each month commencing April 26, 2018. Debtor is advised that when payments are remitted late, additional interest may accrue on secured debts, which may result in a funding shortfall at the end of the Plan term. Any funding shortfall must be cured before the plan is deemed completed.

The Debtor shall provide, directly to the Trustee copies of his **federal** and **state** income tax returns, including all attachments, forms, schedules and statements, for post-petition years within 30 days of filing them. The purpose is to assist the Trustee in determining any change in debtor's annual disposable income.

1 (2) Other Property. *The Debtors shall provide, directly to the Trustee their net*
2 *federal and state income tax refunds for tax years 2018, 2019 and 2020 as*
3 *supplements to the plan for the benefit of unsecured creditors. In the event*
4 *that other property is submitted, it shall be treated as supplemental*
5 *payments.* In no event will the term of the Plan be reduced to less than 36
6 months, exclusive of any property recovered by the Trustee, unless all allowed
7 claims are paid in full.

8 (B) **DURATION.** This Plan shall continue for **60 months** from the first regular monthly
9 payment described in Paragraph (A)(1) above. If at any time before the end of the
10 Plan period all claims are paid, then the Plan shall terminate.

11 (C) **CLASSIFICATION AND TREATMENT OF CLAIMS.** Claims shall be classified
12 and paid as listed below. The Plan and this Order shall not constitute an informal
13 proof of claim for any creditor. The Trustee shall receive the percentage fee on the
14 Plan payments pursuant to 28 U.S.C. § 586(e), then the Trustee will pay creditors in
15 the following order:

16 (1) Administrative expenses:

17 Attorney Fees. Benjamin J. Wright shall be allowed total compensation of
18 \$4,500.00. Counsel received \$750.00 prior to representing Debtor in this case
19 and will be paid \$3,750.00 by the Chapter 13 Trustee for pre-confirmation
20 services. Attorney will perform all items in section F(1) of the Chapter Plan
21 and such services, excluding representation in any adversary proceedings, are
22 to be included in the above fees for all pre-confirmation services.

23 (2) Claims Secured by Real Property:

24 a. None.

25 (3) Claims Secured by Personal Property

26 a. Southwest Finance dba SW Title Loans ("Southwest"), secured by a
2001 Dodge Durango has filed a secured claim in the amount of
\$1,200.88. Southwest shall be paid its secured claim, in full, with
5.25% interest. Southwest shall be paid \$12.00 per month as adequate
protection.

(4) Unsecured Priority Claims:

a. Internal Revenue Service ("IRS") has filed a claim in the amount of
\$2,322.31, of which \$2,304.53 is a priority claim. IRS shall be paid its
priority claim, in full, with the remainder of its claim being treated as a
general unsecured claim.

(5) Surrendered Property. Upon confirmation of this plan or except as otherwise ordered by the Court, bankruptcy stays are lifted as to collateral to be surrendered. Such creditor shall receive no distribution until the creditor timely files a claim or an amended proof of claim that reflects any deficiency balance remaining on the claim. Assuming the creditor has an allowed proof of claim, should the creditor fail to file an amended claim consistent with this provision, the Trustee need not make any distributions to that creditor. Debtor surrenders the following property:

a. None.

(6) Other Provisions:

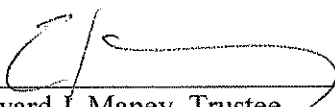
a. None.

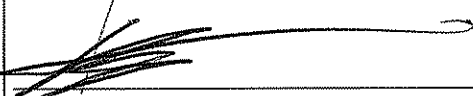
(7) Unsecured Nonpriority Claims. Claims allowance is determined by § 502 and the Federal Rules of Bankruptcy Procedure. Allowed unsecured claims shall be paid pro rata the balance of the payments under the Plan and any unsecured debt balance remaining unpaid upon completion of the Plan may be discharged as provided in 11 U.S.C. § 1328.

(D) EFFECTIVE DATE AND VESTING. The effective date of the Plan shall be the date of this Order. Property of the estate vests in Debtor upon confirmation.

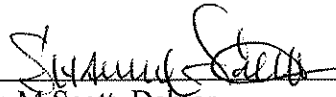
ORDER SIGNED ABOVE

Approved as to Form and Content By:


Edward J. Maney, Trustee


Benjamin J. Wright, Attorney for Debtors

The Debtor certifies: All required State and Federal income tax returns have been filed. No domestic support obligation is owed or, if owed, such payments are current since the filing of the Petition.


Shawn M Scott, Debtor

08-30-18
Date